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& LIONE

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: February 13, 2006 Name: Tadashi Horie (Reg. No. 40,437) Signature:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Tatsuji NAGAOKA  
Mariko WAKAIZUMI

Appln. No.: 10/088,971

Filed: March 25, 2002

For: AUDIENCE RATING CALCULATING  
SYSTEM AND MOBILE  
COMMUNICATION TERMINAL

Examiner: To Be Assigned

Art Unit: 2611

Attorney Docket No: 9683/107

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL

Attached is/are:

- ☒ Fourth Supplemental Information Disclosure Statement, Copy of Japanese Office Action, Form PTO-1449, 2 Cited References (E1 and E2)
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$ \_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$ \_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_\_).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$ \_\_\_\_\_ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$ \_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$ \_\_\_\_\_ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Tadashi Horie (Reg. No. 40,437)

February 13, 2006  
Date



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Date of Deposit

Tadashi Horie Reg. No. 40,437

Name of Applicant, Assignee or  
Registered Representative

  
Signature

February 13, 2006

Date of Signature

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Art Unit: 2611

Attorney Docket No: 9683/107

**FOURTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicants hereby cite the following references:

**Foreign Patent Documents**

DOCUMENT NUMBER Country Code, Number -Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
JP H11-355229 A	12/24/1999	Wink Communications, Inc.
EP 0 977 389 A2	02/02/2000	Wink Communications, Inc.

Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). Reference E1

was cited in an Office Action issued in the counterpart Japanese application. A copy of the Office Action is attached to this Statement. Reference E1 is in Japanese. Applicants are submitting reference E2, which is the original English text of reference E1.

Applicants respectfully request the Examiner's consideration of the above references and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

As noted on the Japanese Office Action, the Action was mailed January 24, 2006. For purposes of 37 C.F.R. §1.704(d), Applicants certify that each item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty days prior to the filing of this Statement.

Applicants have calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

February 13, 2006

Date



Tadashi Horie (Reg. No. 40,437)

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FORM PTO-1449	APPLICATION NO. 10/088,971	ATTORNEY DOCKET NO. 9683/107
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S FOURTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	FILING DATE March 25, 2002	GROUP ART UNIT 2611
	APPLICANTS: Tatsuji NAGAOKA et al.	

### U.S. PATENT DOCUMENTS

EXAMINER INITIALS	Cite No.	DOCUMENT NUMBER Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/ Subclass	Filing Date
	E					
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### FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS	Cite No.	DOCUMENT NUMBER Country Code, Number-Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Class/ Subclass	T
	E1	JP H11-355229 A	12/24/1999	Wink Communications, Inc.		EP 0 977 389 A2
	E2	EP 0 977 389 A2	02/02/2000	Wink Communications, Inc.		
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EXAMINER INITIALS	NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.					T
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NOTE: For "T" – please place an "X" if an English translation is being provided to the Patent Office.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.